

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

EDWIN JAMES BITTNER, )  
                          )  
                          )  
                         Plaintiff, )  
                          )  
v.                       ) CIVIL ACTION NO. 04-12465-MLW  
                          )  
OPTOS, INC.,          )  
                          )  
                         Defendant. )  
                          )

**STIPULATION TO EXTEND DEADLINE TO  
FILE MOTIONS TO COMPEL DISCOVERY**

The parties, through their respective counsel, hereby stipulate to and request that the Court approve an extension of the deadline to file motions to compel discovery to December 9, 2005. In support of this Stipulation, the parties state the following:

1. On October 17, 2005, the Court entered a Scheduling Order, which set the deadline for the parties to file any motions to compel discovery as November 30, 2005.
2. Since that time, the parties have been working together in good faith to resolve their discovery disputes.
3. The parties have agreed to an extension of less than two weeks, which will not effect the other deadlines in this matter.

WHEREFORE, the parties respectfully request an extension of the deadline to file motions to compel discovery to December 9, 2005, as set forth in the attached proposed Order.

EDWIN JAMES BITTNER

By his attorney,

/s/ Howard Wilgoren  
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OPTOS, INC.

By its Attorneys,

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Dated: November 23, 2005

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                          )

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**ORDER**

After considering the parties' stipulation for an extension of the deadline to file motions to compel discovery, it is hereby ORDERED that the deadline to file motions to compel discovery is extended until **December 9, 2005**.

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Judith Gail Dein  
United States Magistrate Judge

Dated: November \_\_, 2005